

Docket No.: 10473-839

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Anthony CARROLL, et al.

Serial No.: 10/066,795

Filed: February 06, 2002

For: NETWORK-BASED METHOD AND SYSTEM FOR DISTRIBUTING DATA

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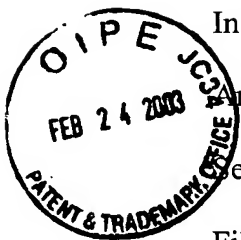
Group Art Unit: 3661

Examiner: : Nguyen, T.

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OFFICE OF PETITIONS



PETITION UNDER 37 CFR § 1.47(a)

Commissioner for Patents
Washington, DC 20231

Sir:

In response to the Office Action dated August 23, 2002, having a three (3) month shortened-statutory period for response set to expire November 23, 2002, a petition for a three (3) month extension of time up to and including February 24, 2003, being filed concurrently herewith, Applicants hereby petition as follows:

A. All Available Joint Inventors

In accordance with MPEP § 409.03(a)(A), the declaration of available joint inventors, Anthony Carroll, Brian McAuliffe, Joe Gibbs, Brian O'Sullivan, Michael J. Kling, III, Michael L. Baird, George M. Gill and Jean deBelleuille, made on their own behalf and on behalf of nonsigning joint inventor Steven W. Rogers, as required by 37 C.F.R. § 1.64, is submitted herewith.

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B. Proof of Unavailability

In accordance with MPEP § 409.03(d), Mr. Frederick J. Rogers, Intellectual Properties Coordinator and Technical Assets Manager for the Wheel Alignment Products Group of Snap-on Technologies, Inc., the assignee of the above-referenced patent application, submits an affidavit, attached, that fully describes the facts relied on to establish that a diligent effort was made to obtain the signed declaration of joint inventor Steven W. Rogers.

C. Last Known Address

In accordance with MPEP § 409.03(e), the last known address of Steven W. Rogers is:

3755 McConnell Drive
Conway, AR 72032

D. Conclusion

As the requirements under 37 C.F.R § 1.47(a) have been met, Applicants request that this Petition be granted.

Please charge the \$130.00 petition fee set forth in 37 CFR § 1.17(i) to Deposit Account 500417.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this

10/066,795

paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Wei-Chen Chen

Wei-Chen Chen

Admitted under 35 CFR 10.9(b)

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Date: February 24, 2003
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